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Attorney Docket No. BLP.U.P003

Patent

**Transmittal of Response to Office Action**

*Certification Under 37 C.F.R. §1.10 (if applicable)*

EV 503 779 592 US

"Express Mail" Label Number

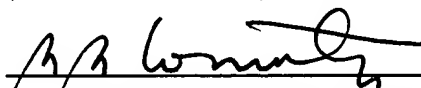
October 25 2004

Date of Deposit

I hereby certify that this application, and any other documents referred to as enclosed herein are being deposited in an envelope with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR §1.10 on the date indicated above and addressed to MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**Barbara B. Courtney**

(Print Name of Person Mailing Application)

  
(Signature of Person Mailing Application)

Serial/Patent No.: 09/837,251 Filing/Issue Date: 04/18/2001 Client: Blue Pumpkin Software  
Title: Method and System for Concurrent Error Identification in Resource Scheduling

Atty. Docket No.: BLPU.P003 Date Mailed: October 25, 2004

The following has been received in the U.S. Patent & Trademark Office on the date stamped hereon:

- |   |   |
|---|---|
| <input checked="" type="checkbox"/> Amendment/Response (23 pgs.)                    | <input checked="" type="checkbox"/> Petition for Extension of Time (1 month(s)) |
| <input type="checkbox"/> Preliminary Amendment ( pgs.)                              | <input type="checkbox"/> Information Disclosure Statement & PTO/SB/08A          |
| <input type="checkbox"/> Application - Utility ( pgs.)                              | <input type="checkbox"/> Issue Fee Transmittal                                  |
| <input type="checkbox"/> Application - Rule 1.53(b) Contin. ( pgs.)                 | <input type="checkbox"/> Submission of Formal Drawings                          |
| <input type="checkbox"/> Application - Rule 1.53(b) Divis. ( pgs.)                  | <input type="checkbox"/> Notice of Appeal                                       |
| <input type="checkbox"/> Application - Rule 1.53(b) CIP ( pgs.)                     | <input type="checkbox"/> Appeal Brief ( pgs. in triplicate)                     |
| <input type="checkbox"/> Application - Rule 1.53(d) CPA ( pgs.)                     | <input type="checkbox"/> Reply Brief  |
| <input type="checkbox"/> Application - PCT ( pgs.)                                  | <input type="checkbox"/> Response to Notice of Missing Parts                    |
| <input type="checkbox"/> Application - Provisional ( pgs.)                          | <input type="checkbox"/> Utility Patent Application Transmittal                 |
| <input checked="" type="checkbox"/> Drawings (1 sheet in duplicate)                 | <input checked="" type="checkbox"/> Fee Transmittal (in duplicate)              |
| <input type="checkbox"/> Declaration & POA ( pgs.)                                  | <input checked="" type="checkbox"/> Itemized Postcard                           |
| <input type="checkbox"/> Assignment & Cover Sheet ( pgs.)                           | <input checked="" type="checkbox"/> Express Mail Certificate Of Mailing         |
| <input type="checkbox"/> Power of Attorney  | <input checked="" type="checkbox"/> Express Mail No. <u>EV 503 779 592 US</u>   |
| <input type="checkbox"/> Nonpublication Request (35 USC 122(b))                     | <input checked="" type="checkbox"/> Check No. <u>3810</u> Amt <u>\$110.00</u>   |
| <input checked="" type="checkbox"/> Other <u>Request to approve drawing changes</u> |   |



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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 110.00

## Complete if Known

Application Number 09/837,251  
Filing Date 04/18/2001  
First Named Inventor Cheryl Hite  
Examiner Name Christopher S. McCarthy  
Art Unit 2113  
Attorney Docket No. BLPU.P003

OCT 29 2004

Technology Center 2100

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number  
Deposit Account Name

501914

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ )

#### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below	Fee Paid
Total Claims					
Independent Claims		-20** =		X	
Multiple Dependent		-3** =		X	

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ )

\*\*or number previously paid, if greater; For Reissues, see above

### FEE CALCULATION (continued)

#### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	110
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,080	2255	1,040	Extension for reply within fifth month	
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 110

### SUBMITTED BY

Name (Print/Type) Barbara B. Courtney

Registration No. 42,442  
(Attorney/Agent)

(Complete if applicable)

Telephone 408-236-6647

Signature

Date 10/25/2004

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.  
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